

JAN 15 2008

# FACSIMILE COVER SHEET

*The Law Offices of*  
**STRAUB & POKOTYLO**

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Telephone No.: \_\_\_\_\_

From: Michael P. Straub, Esq.

Date: January 15, 2008

Number of Pages Including Cover: 22

MESSAGE: FORMAL SUBMISSION OF:  
1) Fee transmittal (in duplicate); and  
2) Amendment.

Attorney Docket No.: Flarion-21 (060542)  
Appl. No.: 09/931,469  
Applicant: Rajiv Laroia  
Filed: August 16, 2001  
Title: OFDM COMMUNICATIONS METHODS AND APPARATUS  
TC/A.U.: 2619  
Examiner: Steven H. D. Nguyen

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper (and any accompanying paper(s))  
is being facsimile transmitted to the United States Patents and  
Trademark Office on the date shown below.

Michael P. Straub

Type or print name of person signing certification

Michael P. Straub  
Signature

January 15, 2008  
Date

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002/022

JAN 15 2008

Modified PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2007**

Effective 09/30/2007. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 0.00

## Complete if Known

Application Number	09/931,469
Filing Date	August 16, 2001
First Named Inventor	Rajiv Laroia
Examiner Name	Steven H. D. Nguyen
Art Unit	2619
Attorney Docket No.	Flarion-21 (060542)

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit  
Account  
Number  
Deposit  
Account  
Name

50-1049

Straub &amp; Pokotylo

The Commissioner is authorized to: (check all that apply)

☒ Charge any fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) due in connection with the filing  
submitted herewith☐ Charge fee(s) indicated below, except for the filing fee in the  
to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH &amp; EXAMINATION FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
1030	515	Utility fee	
440	220	Design fee	
680	340	Plant fee	
1440	720	Reissue fee	
210	105	Provisional fee	
SUBTOTAL (1)			(\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		-48** =		X	25.00	=	
Independent Claims		-10** =		X	105.00	=	
Multiple Dependent						=	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 50	2202 25	Claims in excess of 20
1201 210	2201 105	Independent claims in excess of 3
1203 370	2203 185	Multiple dependent claim, if not paid
1204 210	2204 105	**Reissue independent claims over original patent
1205 50	2205 25	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 120	2251 60	Extension for reply within first month	
1252 460	2252 230	Extension for reply within second month	
1253 1,050	2253 525	Extension for reply within third month	
1254 1,640	2254 820	Extension for reply within fourth month	
1255 2,230	2255 1,115	Extension for reply within fifth month	
1401 510	2401 255	Notice of Appeal	
1402 510	2402 255	Filing a brief in support of an appeal	
1403 1,030	2403 515	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 510	2452 255	Petition to revive - unavoidable	
1453 1,540	2453 770	Petition to revive - unintentional	
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1502 820	2502 410	Design issue fee	
1503 1,130	2503 565	Plant issue fee	
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1807 50	1807 50	Processing fee under 37 CFR 1.17(c)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 810	2809 405	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 810	2810 405	For each additional invention to be examined (37 CFR 1.129(b))	
1801 810	2801 405	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

Name (Print/Type)	Michael P. Straub	Registration No. (Attorney/Agent)	36,941	Telephone	(732) 542-9070
Signature	<i>Michael P. Straub</i>	Date	January 15, 2008		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Modified PTO/SB/17 (01-03)

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<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2007</h3> <p style="font-size: small; margin: 0;">Effective 09/30/2007. Patent fees are subject to annual revision.</p>		<b>Complete if Known</b>	
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		Examiner Name	Steven H. D. Nguyen
		Art Unit	2619
TOTAL AMOUNT OF PAYMENT (\$) <b>0.00</b>		Attorney Docket No.	Flarion-21 (060542)

<b>METHOD OF PAYMENT</b> (check all that apply)		<b>FEE CALCULATION</b> (continued)																																																																																																																																																																																									
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: <b>50-1049</b> Deposit Account Name: <b>Straub &amp; Pokotylo</b> <p style="font-size: x-small;">The Commissioner is authorized to: (check all that apply)  <input checked="" type="checkbox"/> Charge any fee(s) indicated below   <input checked="" type="checkbox"/> Credit any overpayments  <input checked="" type="checkbox"/> Charge any additional fee(s) due in connection with the filing submitted herewith  <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee in the to the above-identified deposit account.</p>		<b>3. ADDITIONAL FEES</b> <table border="1" style="width: 100%; border-collapse: collapse; font-size: x-small;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>460</td><td>2252</td><td>230</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1,050</td><td>2253</td><td>525</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,640</td><td>2254</td><td>820</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,230</td><td>2255</td><td>1,115</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>510</td><td>2401</td><td>255</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>510</td><td>2402</td><td>255</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>1,030</td><td>2403</td><td>515</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>510</td><td>2452</td><td>255</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,540</td><td>2453</td><td>770</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,440</td><td>2501</td><td>720</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>820</td><td>2502</td><td>410</td><td>Design issue fee</td><td></td></tr> <tr><td>1503</td><td>1,130</td><td>2503</td><td>565</td><td>Plant issue fee</td><td></td></tr> <tr><td colspan="6" style="text-align: center;">Petitions to the Commissioner - check fee sheet</td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(c)</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>810</td><td>2809</td><td>405</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>810</td><td>2810</td><td>405</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>810</td><td>2801</td><td>405</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="6" style="padding-top: 10px;">           Other fee (specify) _____            * Reduced by Basic Filing Fee Paid      <b>SUBTOTAL (3)</b> (\$) _____         </td> </tr> </tbody></table>		Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - 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1203	370	2203	185	Multiple dependent claim, if not paid																																																																					
1204	210	2204	105	**Reissue independent claims over original patent																																																																					
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent																																																																					
<b>SUBTOTAL (2)</b> (\$) _____																																																																									

<b>SUBMITTED BY</b>		<b>Registration No.</b>		<b>Telephone</b>	
Name (Print/Type)	Michael P. Straub	36,941	(732) 542-9070		
Signature	<i>Michael P. Straub</i>	Date	January 15, 2008		

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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Attorney Docket No.: **Flarion-21 (060542)**

Appl. No.: **09/931,469**

Applicants: **Rajiv Laroia**

Filed: **August 16, 2001**

TC/A.U.: **2619**

Examiner: **Steven H. D. Nguyen**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed on October 15, 2007 please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 18 of this paper.